

Court of Appeals, State of Michigan

ORDER

Carrie Renee Jones v Michael Eldon Jones

Docket No. 266761

LC No. 05-259287-DM

Donald S. Owens
Presiding Judge

William C. Whitbeck, CJ

Alton T. Davis
Judges

The Court orders that the motion for immediate consideration is GRANTED.

The Court orders that the motion to file a reply and supplement to the delayed application is DENIED.

The Court orders that the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

The Court further orders that the plaintiff's request for an award of attorney fees to defend against this appeal is GRANTED. We find this appeal to be vexatious under MCR 7.216(C)(1)(a), and REMAND to the trial court for a determination and award of actual damages, including reasonable attorney fees, incurred by plaintiff in defending against this appeal. MCR 7.216(C)(2), 7.216(A)(7). We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 22 2006

Date

Sandra Schultz Mengel
Chief Clerk